

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**MOUNTAIN LAUREL ASSURANCE
COMPANY,**

Plaintiff,

v.

**CYNTHIA A. MCBRIDE, ROBERT
L. MCBRIDE, JEREMIAH Q.
MCBRIDE, IRVING WARNER,
deceased, b/n/f CHARLOTTE WARNER
and CHARLOTTE WARNER,
individually and USAUTO INSURANCE
COMPANY, INC.,**

Defendants.

No. 3-05-0150

Judge: Haynes

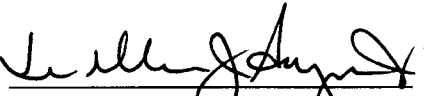
Magistrate Judge: Griffin

ORDER

In accordance with the Memorandum filed herewith, the Defendants' Motion to Dismiss Plaintiff's First Amended Complaint (Docket Entry No. 10) is **DENIED** without prejudice to renew after the parties have completed discovery.

It is so **ORDERED**.

ENTERED this the 30th day of August, 2005.


WILLIAM J. HAYNES, JR.
United States District Judge